

Atty. Dkt. No. 040679-1327

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tamotsu SUGIMOTO et al.
Title: HYDROGEN COMBUSTION HEATER
Appl. No.: 09/924,941
Filing Date: 08/09/2001
Examiner: S. S. Clarke
Art Unit: 3749

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated April 7, 2004, finally rejecting Claims 1-9, 11, 12, 26 and 30.

☐ Applicant claims small entity status.

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

10/07/2004 SDENBOB1 00000040 09924941

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340.00 OP

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$340.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$980.00
<input checked="" type="checkbox"/>	Extension Already Obtained for second month: -	\$430.00
	FEE TOTAL:	\$890.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$890.00

☐ Please charge Deposit Account No. 19-0741 in the amount of 0.00 . A duplicate copy of this transmittal is enclosed.

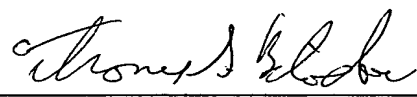
☒ A check in the amount of \$890.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.


Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date October 6, 2004

By  Reg No. 43,438

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